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ADEMAN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No. - 10/612,143 Filing Date - July 2, 2003

Inventor - Frederick M. Pettit

Group Art Unit Examiner name

Atty Docket - 1203

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION UNDER 37 CFR 1.97(b)

MAIL STOP DD Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 Sir:

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or before the mailing date of a first Office Action on the merits, whichever occurs last.

The present application is a continuation-in-part of application Serial No. 09/813,612, filed March 21, 2001.

Respectfully submitted,

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October 1, 2003

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PTO/SB/08A (04-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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| Complete if Known | | | | |
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| Application Number | 10/612,143 | | | |
| Filing Dat | July 2, 2003 | | | |
| First Named Inventor | Frederick M. Pettit | | | |
| Art Unit | | | | |
| Examiner Name | | | | |
| Attorney Docket Number | 1203 | | | |

| U. S. PATENT DOCUMENTS | | | | | | |
|------------------------|--------------|---|--------------------------------|--|--|--|
| Examiner Initials* | Cite No.1 | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant | |
| | | Number-Kind Code ^{2 (# known)} | | | Figures Appear | |
| | | US- 5,048,448 | 9/1991 | Yoder | | |
| | | us- 5,215,802 | 6/1993 | Kaars Sijpesteijn | | |
| | | US- 5,228,253 | 7/1993 | Wattelez | | |
| | | US- 5,351,458 | 10/1994 | Lehe | | |
| | | us- 5,527,128 | 6/1996 | Rope et al | | |
| | | US - 5,613,339 | 3/1997 | Pollock | | |
| | | US- 5,660,016 | 8/1997 | Erwin et al | | |
| | | US - 5,758,467 | 6/1998 | Snear et al | | |
| _ | | US- 5,950,377 | 9/1999 | Yoder | | |
| - - | | us- 6,044,598 | 4/2000 | Elsasser et al | | |
| | | us- 6,233,886 | 5/2001 | Andres | | |
| | | US- 6,314,699 | 11/2001 | West | | |
| | | US- 6,324,796 | 12/2001 | Heath | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
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| | FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------|--|---|---------------------|--|---|----------|--|
| Examiner Initials* | Cite No.1 | Foreign Patent Document | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages | | |
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PTO/SB/21 (05-03) Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwood Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** & TRADE! 10/612.143 Filing Date July 2, 2003 TRANSMITTAL **FORM** First Named Inventor Frederick M. Pettit Art Unit (to be used for all correspondence after initial filing) **Examiner Name Attorney Docket Number** 1203 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication to Group Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Petition Amendment/Reply Petition to Convert to a Proprietary Information **Provisional Application** After Final Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Terminal Disclaimer Identify below): **Extension of Time Request** Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) R sponse to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Joseph P. Gastel, Reg. No. 17,796 Individual name

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Signatur Date

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